

# EXHIBIT V

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

IAN J. BROWN, JAMES BROWN  
AND BARBARA BROWN,

Plaintiffs,

VS.

CIVIL ACTION NUMBER:  
04-11924-RGS

UNITED STATES OF AMERICA,  
VERIZON NEW ENGLAND, INC., and  
BOSTON EDISON COMPANY  
d/b/a NSTAR ELECTRIC,

Defendants.

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**DEPOSITION OF:**

**JAMES BROWN**

July 14, 2006  
2:41 p.m.

Prince, Lobel, Glovsky & Tye, LLP  
100 Cambridge Street, Suite 2200  
Boston, Massachusetts 02114

Ayako Odanaka, Notary Public, Certified Shorthand Reporter and Registered Professional Reporter within and for the Commonwealth of Massachusetts.



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1       A.   Thanksgivings and Christmas he  
2 would.   Depends on the time frame when he  
3 was able to get leave.   Mostly it was  
4 over Christmas holidays.   There were  
5 Thanksgiving or two, though.

6       Q.   During this time when he came home,  
7 did he or -- Strike that. During the time  
8 after the Air Force Academy but prior to  
9 the accident, did Ian provide you with any  
10 financial support?

11      A.   No.

12      Q.   Did you provide him with any  
13 financial support?

14      A.   I don't think he needed it at that  
15 time.   He was out of the academy.   He  
16 didn't need it.

17      Q.   And did Ian ever come home to help  
18 you with anything specifically during this  
19 -- Again, all these questions relate to  
20 the period after the Air Force Academy but  
21 prior to his accident?

22      A.   You mean come home for the purpose  
23 of helping?

24      Q.   Yes.



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1 like what we used to, you know. If it's  
 2 a flat surface and we're rolling there, or  
 3 he's not transferring just doing some  
 4 laundry, you know, he's just -- He can do  
 5 some things.

6 Q. Does he do any cleaning?

7 A. Just his room. Barb has a house  
 8 cleaner, Laura, comes every two weeks.

9 Q. What does he do when he say he  
 10 cleans his room?

11 A. He just straightens up his room,  
 12 straightens up the bed. He can't make his  
 13 bed, but he straightens his bed up.

14 Q. What do you mean by "straightens"  
 15 it up?

16 A. Just pull the sheets, smooth it  
 17 out, make it look nice, change his bed  
 18 sheet that he has to use.

19 Q. Can he change his own sheets?

20 A. He can. It's not easy, but he  
 21 can, yeah.

22 Q. Does he Ian pay rent?

23 A. No.

24 Q. Does he pay any of the household



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1 expenses?

2 A. I think he pays electric, buys some  
3 food, that's about it.

4 Q. Do you have a gas bill?

5 A. The wife takes care of the gas and  
6 the mortgage and the sewer and everything.  
7 Ian just -- Ian's with food and some  
8 electric only because he uses so much  
9 because of his electric heater that we  
10 used to flip the gas back and forth,  
11 whatever, just to make him feel like he's  
12 part of it, ain't freeloading.

13 Q. You mentioned a couple times about  
14 him needing the house hot?

15 A. Yeah.

16 Q. Can you just explain what that's  
17 all about?

18 A. Well, yeah, because he can't -- He  
19 can't regulate body temperature. So he  
20 has to have it warm so his body's warm,  
21 you know. He can't sense the temperature  
22 thing, but part of the injury is body  
23 temperature. He can't regulate it. So it  
24 has to be warmer than normal.



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1 Q. When you say, "warmer," how hot?

2 A. 75, 78. In his room he has his  
3 own electric heater. He'll run that 80  
4 sometimes. Just what --

5 Q. Do you pay any of Ian's expenses?

6 A. Expenses? No.

7 Q. Now when you said, "Ian buys some  
8 food," does he buy all of the food for  
9 the household?

10 A. Yeah, but we go every two weeks.

11 It's only the three of us, yeah.

12 Q. Okay.

13 A. Not say all of it. We make a  
14 commissary run. Barb makes a list, his  
15 steaks and we call it Scooby snacks. But  
16 we don't give him always. We go every two  
17 weeks and whatever you can fit into it an  
18 Infiniti G35, two-door, sport Coupe trunk,  
19 that's what we're getting. It ain't that  
20 much. It's got to fit in his trunk.  
21 We're talking about five, six bags. So we  
22 do the other shopping, the wife and I. Or  
23 she goes over to Foodtown and gets all the  
24 stuff that finishes off the shopping. But



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1 pretty much just buys meat, potatoes and  
 2 vegetables, and his stuff is tater tots or  
 3 whatever.

4 Q. Does he -- How much does he eat?

5 I know it's kind of a weird question.

6 Does he eat less than you would eat?

7 A. No.

8 Q. Okay.

9 A. We're always joking with people at  
 10 the commissary due too work. We're meat  
 11 eaters. When we're doing steak, we're  
 12 eating steak, we're eating a hunk of meat.  
 13 We're hearty eaters. Three time -- Three  
 14 times a week we'll eat really hearty.

15 Q. You mentioned that you have a house  
 16 cleaner every other week?

17 A. Yeah, Laura comes in every other  
 18 week.

19 Q. And who pays for that?

20 A. Barb does.

21 Q. Does -- Do you pay for any of  
 22 Ian's schooling?

23 A. No. No.

24 Q. Now, I think Ian said he gets about



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1 \$5,000 a month from --

2 A. I have no idea how much he makes.

3 Q. Okay.

4 A. Never discussed it -- No idea, no  
5 idea.

6 Q. Confidence.

7 A. Doesn't matter, no. I have no idea  
8 what Ian makes. He makes what he makes.

9 Q. Has he ever asked you to help  
10 support him financially since the accident?

11 A. He hasn't had to. He isn't really  
12 going anywhere. He's just home.

13 MR. CHARNAS: Just answer  
14 the question he's asking you.

15 A. No.

16 Q. Okay.

17 A. Sorry.

18 Q. So you haven't provided him with  
19 any financial support?

20 A. No.

21 Q. After the accident when you had to  
22 take -- You said you were up in Boston  
23 for about a month, were you able to take  
24 that time off of work without suffering



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